IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc. No.65268-M of 2005
Date of Decision:- 17.8.2007

Om Parkash ....Petitioner(s)

through
Mr.R.S.Athwal, Advocate

vs.

State of Punjab & anr. ....Respondent(s)

through
Mr.Praveen Goyal, Sr. DAG, Punjab.
Mr.Onkar Singh Batalvi, Advocate.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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1) Whether Reporters of the local papers may be allowed to see the judgment?
2) To be referred to the Reporters or not?
3) Whether the judgment should be reported in the Digest?

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SURYA KANT, J. (ORAL)

The prayer in this petition is for quashing of F.I.R. No.64 dated 28.8.2004 under Section 420 IPC registered at Police Station, Batala. The quashing of the F.I.R. has been sought primarily on the ground that there are several cases pending between the parties and the subject F.I.R. is also an outcome of personal vendetta.

Notice of motion was issued and in response thereto, the official respondents as well as the complainant have filed their respective replies. As may be noticed from the respective written statements filed by the respondents, the allegations made against the petitioner in the F.I.R. have been reiterated and are sought to be substantiated with the material allegedly collected during the course of investigation.

It is also pointed out that after presentation of challan, charges have also been framed against the petitioner.

In view of the above-mentioned stage of the ongoing

proceedings and having regard to the fact that the relief sought in this petition is founded upon the disputed questions of fact, this petition is disposed of with liberty to the petitioner to raise all the pleas before the learned trial Court at an appropriate stage and the same shall be gone into in accordance with law.

August 17, 2007 **(SURYA KANT)**
poonam **JUDGE**